

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

SHARON BOBBITT, Individually and On	)	
Behalf of All Others Similarly Situated,	)	
	)	
Plaintiff,	)	
	)	No. 04-12263-PBS
vs.	)	
	)	
ANDREW J. FILIPOWSKI, et al.,	)	
	)	
Defendants.	)	
_____	)	
MIKE TURNER, On behalf of Himself and	)	
All Others Similarly Situated,	)	
	)	
Plaintiff,	)	
	)	NO 04-12294-PBS
vs.	)	
	)	
ANDREW J. FILIPOWSKI, et al.,	)	
	)	
Defendants.	)	
_____	)	

**MOTION FOR CONSOLIDATION OF RELATED ACTIONS**

Lead Plaintiffs James Tito and Frank Waddell, individually and as trustee FBO Norma G. Waddell Revocable Trust, hereby move this Court for an Order (attached hereto as Exhibit A) consolidating *Sharon Bobbitt v. Andrew J. Filipowski*, 04-12263-

PBS, and *Mike Turner v. Andrew J. Filipowski*, 04-12294-PBS, for all purposes. In support of this motion, movants submit an accompanying memorandum of law.

**CERTIFICATION PURSUANT TO LOCAL RULE 7.1(A)(2)**

Undersigned counsel certify that they have conferred with counsel for defendants and counsel for plaintiff in the *Turner* action, in a good faith effort to resolve or narrow the issues raised by this Motion, with the following results: counsel for plaintiff in the *Turner* action indicated that they oppose the relief sought by this Motion and counsel for Defendants indicate that they assent to the relief sought by this Motion.

Respectfully submitted,

DATED: March 8, 2005

GILMAN AND PASTOR LLP

/s/ David Pastor

David Pastor (BBO #391000)

Stonehill Corporate Center

999 Broadway, Suite 500

Saugus, MA 01906

Tel.: 781/231-7850

Fax: 781/231-7840

*Liaison Counsel for Plaintiffs and the Class*

LERACH COUGHLIN STOIA GELLER

RUDMAN & ROBBINS LLP

Samuel H. Rudman

David A. Rosenfeld

200 Broadhollow Road

Melville, NY 11747

Telephone: 631/367-7100

631/367-1173 (fax)

STULL STULL & BRODY

Howard Longman

6 East 45th Street

New York, New York 10017

Telephone: 212/687-7230

212/490-2022 (fax)

*Lead Counsel for Plaintiffs and the Class*